

### UNITED STATES PATENT AND TRADEMARK OFFICE

#### Board of Patent Appeals and Interferences

MONSANTO COMPANY (A&P) 800 N. LINDBERGH BOULEVARD MAILZONE E2NA ST. LOUIS, MO 63167 Appeal No: 2008-1235

Appellant: JOSEPH R. BYRUM et al.
Application No: 09/199,129

Hearing Room: A

Hearing Docket: A
Hearing Date: To

Tuesday, September 16, 2008

Hearing Time:

09:00 AM

Location: Madisor

Madison Building - East Wing 600 Dulany Street, 9th Floor Alexandria, Virginia 22313-1450

#### NOTICE OF HEARING CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquires, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open

to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

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In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: ( ) HEARING ATTENDANCE CONFIRMED ( ) HEARING ATTENDANCE WAIV

Mutther Made 2 SEP 2 09 45, 594

Signature of Attorney/Agent/Appellant Date Registration N

Names of other visitors expected to accompany counsel:

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MLM

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/199,129	11/24/1998	JOSEPH R. BYRUM	-38-2115075B 	3322
66057	7590 07/30/2008		EXAMINER	
MONSANTO COMPANY (A&P) 800 N. LINDBERGH BOULEVARD MAILZONE E2NA		RECEIVED	EPPS FORD, JANET L	
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			07/30/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

MA 18/18/19



MONSANTO COMPANY LAW DEPARTMENT 800 North Lindbergh Blvd. St. Louis, Missouri 63167 Phone: 314-694-1000

# facsimile

DATE 8-2-2008

TO PTO - EPPS - FORD - Janet L.

TO PTO - EPPS - FORD - Janet L.

FROM 5-71-273-0299 - 5-71-273-8300

FROM Matthew L. Madsen

PHONE 314-694-2139

FAX 314-694-2244

CC EINA

SUBJECT Notice of Hearing - 38-21 (15-075)

PAGES Response

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